இணைப்பு III

[664 ம் பக்கத்தில் இனம் 4 (4)-க்கான அடிக்குறிப்பைக் காண்க.]

L.A. BILL No. 7 OF 1973.

(As passed by the Assembly)

A Bill further to amend the Tamil Nadu District Municipalities Act, 1920.

Be it enacted by the Legislature of the State of Tamil Nadu in the Twenty-fourth Year of the Republic of India as follows :—

1. *Short title and commencement.*—(1) This Act may be called the Tamil Nadu District Municipalities (Amendment) Act, 1973.

(2) It shall come into force on such date as the State Government may, by notification, appoint.

2. *Amendment of section* 3, *Tamil Nadu Act V of* 1920.—In section 3 of the Tamil Nadu District Municipalities Act, 1920 (Tamil Nadu Act V of 1920) (hereinafter referred to as the principal Act),—

(i) clause (1) shall be omitted;

(ii) for clause (28-A), the following clauses shall be substituted, namely :—

" (28-A) 'Scheduled Castes' shall have the same meaning as in the Constitution.

(28-B) 'Scheduled Tribes' shall have the same meaning as in the Constitution.".

3. *Amendment of section* 7, *Tamil Nadu Act V of* 1920.—In section 7 of the principal Act,—

(i) for sub-section (3), the following sub-section shall be substituted, namely :—

" (3) In any municipality, the State Government may, by notification, from time to time, reserve wards for—

(*a*) members of the Scheduled Castes,

(*b*) members of the Scheduled Tribes, or

(*c*) women.

and determine the number of wards :

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Provided that no ward shall be reserved for any of the communities mentioned in clauses (*a*) and *b*) if at the last preceding census of which the relevant figures have been published, such community constituted more than one half of the total population of the municipality." ;

(ii) in sub-sections (3-A), (4) and (5), for the word " seats " wherever it occurs, the word " wards " shall be substituted.

4. *Amendment of section* 43, *Tamil Nadu Act V of* 1920.—In section 43 of the principal Act,—

(i) in sub-section (1), for clauses (*b*) and (*c*), the following clauses shall be substituted, namely :—

" (*b*) determine the wards that shall be reserved under sub-section (3) of section 7; and

(*c*) declare for whom such wards are reserved. ";

(ii) after sub-section (1), the following sub-section shall be inserted, namely :—

" (1-A) Before issuing a notification under sub-section (1), the State Government shall consult the municipal council concerned, and also give the inhabitants of the local area in respect of which any such notification is proposed to be issued, a reasonable opportunity, in such manner as may be prescribed, for showing cause against the proposal and shall consider their explanations and objections, if any. ";

(iii) for sub-section (2), the following sub-section shall be substituted, namely :—

(2) Only one member shall be elected for each ward.";

(iv) in sub-section (3), for the words " to any seat in that ward whether reserved or not ", the words " to the seat in that ward " shall be substituted;

(v) in sub-sectin (5), in the opening paragraph, for the words " When the number of councillors to be returned by a ward is altered or when a new ward is formed ", the words " When a new ward is formed ", shall be substituted.

5. *Insertion of new section 43-A in Tamil Nadu Act V of* 1920.—After section 43 of the principal Act, the following section shall be inserted, namely :—

" 43-A. *Election of same person for more than one ward.*—(1) If any person has been elected for two or more wards, he shall, within seven days from the date of the last of such elections, intimate to the commissioner, the ward for which he chooses to serve.

(2) In default of such intimation, the Commissioner shall determine by lot and notify the ward for which such person shall serve.

(3) The said person shall be deemed to have been elected only for the ward so chosen or so notified, as the case may be, and the vacancies thereby arising in the representation of the other wards shall be filled by fresh elections.".

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